

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Jeffrey YING

Serial No.: 10/772,100

Filed: February 4, 2004

For: WIRELESS POINT-OF-SALE
TRANSACTION SYSTEM AND
METHOD

)
) **Customer No.:** 29000

)
) **Confirmation No.:** 4867

)
) **Group Art Unit:** 3687

)
) **Examiner:** Ade, Oger Garcia

)
) **Office Action mailed:**

)
) December 23, 2008
)

**AMENDMENT AND RESPONSE TO OFFICE ACTION
PURSUANT TO 37 C.F.R. 1.111**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action dated December 23, 2008.

Claims 63 – 82 are pending and presently stand rejected as allegedly anticipated under 35 U.S.C. 102 by Kahn et al. (US 2004/0029569 A1) or obvious under 35 USC 103(a) as obvious over Khan in view of Stadelmann (US 6,415,156). Without acquiescence in the grounds of rejection and without prejudice to pursue the original claimed subject matter at a later time (by continuation application or otherwise), the claims have been amended herein to clarify the subject matter being claimed. Also,

new claims 83 – 85 have been added. Reconsideration of the grounds of rejection in view of the amendments and accompanying remarks is respectfully requested.

Accordingly, please amend this application as shown herein. It is believed that all of the presented claims are in condition for final allowance.

A summary of the status of the claims appears below.

Summary of Claims

| | |
|------------|------------------|
| Pending: | 63 – 82 |
| Amended: | 63, 73 |
| Canceled: | 1 – 43 |
| Withdrawn: | 44 – 62 |
| Unchanged: | 64 – 72, 74 – 82 |
| New: | 83 – 85 |

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 10 of this paper.